## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Schuler et al. Group Art Unit: 3773

Application No: 10/601,127

Confirmation No: 5998

Filed: June 19, 2003

Title: SYSTEMS AND METHODS FOR AEROSOLIZING PHARMACEUTICAL

**FORMULATIONS** 

Examiner: Darwin P. EREZO

Attorney Docket No: NK.0047.10

December 10, 2008

San Francisco, California 94107

## RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Examiner:

This amendment is in response to the Office Action mailed on September 11, 2008, and is being filed within three months thereof.

Certificate of Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile mark Office at (971) 273-8300, or filed electronically via EFS on the date shown below:

Date: December 10, 2008 Melanie Hitchcock